

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION

UNITED STATES OF AMERICA	§	
	§	
VS.	§	CRIMINAL NO. 7:12-CR-522-4
	§	
JUAN JOSE RODRIGUEZ	§	

**MOTION TO WITHDRAW AS COUNSEL**

**TO THE HONORABLE JUDGE OF SAID COURT:**

Now comes JOSE M. MARTINEZ, Movant, and brings this Motion to Withdraw as Counsel and in support thereof shows:

1. Movant is attorney of record for JUAN JOSE RODRIGUEZ, and was appointed by the Court to represent Defendant.
2. Good cause to withdraw exists as specified below:
  - a. Attorney, Jose M. Martinez was court-appointed to represent Defendant on Friday, April 27, 2012. He has not conferred with client and will be unable to do so. The attorney has a scheduling conflict as he is going to be in Immigration Court on the case styled *Ruben Martinez; A 035-476-638* at the same time as this case and will not be able to attend.
3. This withdrawal is not sought for delay, but that Defendant might be represented by counsel that is available.
4. The pending settings and deadlines in this case are as follows:
  - a. Arraignment & Detention Hearing set for Tuesday, May 1, 2012. At 9: a.m.

**PRAYER**

**WHEREFORE, PREMISES CONSIDERED,** Movant prays that the Court will grant his

motion to withdraw on the face of this pleading.

Respectfully submitted,

**JOSE M. MARTINEZ, P.C.**  
3235 North McColl Rd.  
McAllen, Texas 78501  
Tel: (956) 682-5297  
Fax: (956) 686-5658

By: \_\_\_\_\_  
Jose M. Martinez  
State Bar No. 13142400  
*Attorney for Juan Jose Rodriguez*

**CERTIFICATE OF SERVICE**

This is to certify that on April 30, 2012, a true and correct copy of the above and foregoing document was served on the U.S. Attorney's Office, 1701 W. Bus Hwy 83, Suite 600, McAllen, Texas 78501 by facsimile transmission to (956) 618-8009.

\_\_\_\_\_  
**JOSE M. MARTINEZ**

**CERTIFICATE OF CONFERENCE**

I, Jose Martinez, certify that on the 30<sup>th</sup> day of April, 2012, attempted to speak with Assistant U.S. Attorney, Jessie Rogers but she was not available.

**Via Facsimile: (956) 618-8009**  
Jessie Rogers  
**ASSISTANT U.S. ATTORNEY**  
1701 W. Bus., Hwy. 83, Suite 1011  
McAllen, Texas 78501

\_\_\_\_\_  
**JOSE M. MARTINEZ**

IN THE UNITED STATES DISTRICT COURT  
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§  
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VS.

CRIMINAL NO. 7:12-CR-522-4

JUAN JOSE RODRIGUEZ

**ORDER**

On this \_\_\_\_ day of \_\_\_\_\_, 2012, came on to be considered  
JOSE M. MARTINEZ's Motion to Withdraw as Counsel, and said motion is hereby

\_\_\_\_\_ (Granted) \_\_\_\_\_ (Denied)

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JUDGE PRESIDING

cc: **JOSE M. MARTINEZ, P.C.**  
3235 North McColl Rd.  
McAllen, Texas 78501  
Fax: (956) 686-5658

**U.S. ATTORNEY'S OFFICE**  
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